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15 **UNITED STATES DISTRICT COURT**
16 **EASTERN DISTRICT OF CALIFORNIA**
17 **SACRAMENTO DIVISION**

18 WESLEY RENE BEKKER EVANS, } Case No.: 2:22-cv-00506-AC (SS)
19 Plaintiff, } STIPULATION FOR AN EXTENSION OF
20 vs. } TIME; [PROPOSED] ORDER
21 KILOLO KIJAKAZI, }
22 Acting Commissioner of Social Security, }
23 Defendant. }

24 With the Court's approval, IT IS HEREBY STIPULATED, by and between the parties,
25 through their respective counsel of record, that the time for Defendant to respond to Plaintiff's
26 Motion for Summary Judgment be extended thirty (30) days from September 26, 2022, up to and
27 including October 26, 2022. This is the parties' first request for an extension. The Court
28 requires good cause for modification of the briefing schedule (Dkt. 7 at 2). Defendant
respectfully requests that the Court find good cause for the following reasons.

Plaintiff filed her brief on August 12, 2022 (Dkt. 11). The undersigned counsel for
Defendant was on paternity leave at that time and was only reassigned this matter for the

1 Commissioner on September 8, 2022 (Dkt. 12). Along with this reassignment, the undersigned
2 counsel for Defendant has been responsible for preparing the Commissioner's merits response in
3 three other district court cases, negotiating and filing stipulations for attorneys' fees under the
4 Equal Access to Justice Act in two district court cases, and reviewing applications as part of the
5 Office of the General Counsel's ongoing recruitment efforts. The undersigned counsel for
6 Defendant thus requires this extension of time to become fully acquainted with the instant case
7 and sufficiently assess the defensibility of the Commissioner's final decision at issue here.

8 This request is made in good faith and with no intention to unduly delay the proceedings,
9 and the undersigned counsel anticipate that no further extensions will be necessary. The parties
10 further stipulate that the deadline for any reply by Plaintiff, if necessary, will be extended
11 accordingly.

12
13 Respectfully submitted,

14 Date: September 22, 2022 LAW OFFICES OF FRANCESCO BENAVIDES
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16 By: /s/ Asim H. Modi for Francesco P. Benavides*
17 FRANCESCO P. BENAVIDES
18 *Authorized by email on September 22, 2022
19 Attorneys for Plaintiff

20 Date: September 22, 2022 PHILLIP A. TALBERT
21 United States Attorney
22 MATHEW W. PILE
Associate General Counsel
Social Security Administration

23 By: /s/ Asim H. Modi
24 ASIM H. MODI
25 Special Assistant United States Attorney
26 Attorneys for Defendant

[PROPOSED] ORDER

Pursuant to the parties' Stipulation, and for good cause shown, IT IS SO ORDERED that Defendant shall have an extension of 30 days, to October 26, 2022, to file the Commissioner's responsive brief.

Dated: September 26, 2022

Allison Claire
ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE